

UNITED STATE BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In Re:

Hearing Date: June 13, 2008  
Time: 10:00 a.m.

MICHAEL G. VINIERIS

Chapter 13  
Case No.: 08-11151(MG)

Debtor.

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**FEDERAL INSURANCE COMPANY'S  
AMENDED NOTICE OF MOTION TO DISMISS**

**TO: PARTIES IN INTEREST**

**PLEASE TAKE NOTICE**, that on June 12, 2008, at 10:00 a.m. in the forenoon or as soon thereafter as counsel may be heard, the undersigned, counsel for Federal Insurance Company ("Federal Insurance") shall move this Court, before the Honorable Martin Glenn at the United States Bankruptcy Court for the Southern District of New York at Courtroom 501 in the Alexander Hamilton Custom House, One Bowling Green, New York, NY 10004-1408, for (1) the entry of an order pursuant to 11 U.S.C. Section 109(e) dismissing this case since the non-contingent, liquidated, secured debts of the Debtor greatly exceed the maximum of \$750,000; (2) for the entry of an order dismissing this case in its entirety, pursuant to 11 U.S.C. Section 1307(c), and 362(d)(1), for cause, including Debtor's bad faith in filing this Petition; along with such other and further relief as the Court may deem just and proper under the circumstances.

**PLEASE TAKE FURTHER NOTICE** that pursuant to Rule 9006-1, Local Rules of Bankruptcy Practice for the Southern District of New York, answering papers and memoranda of law, if any, must be filed with the Court and served upon the undersigned so as to be received by the undersigned no later than three (3) days before the return date of this motion.

Dated: New York, New York  
May 29, 2008

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